



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

AGENDA

Meeting of September 8, 1999
9:00 A.M., First Floor Hearing Room
242 State Street, Augusta, Maine

ROUTINE BUSINESS

1. Introduction of Commission Staff.
2. Ratification of Minutes of the August 11, 1999 meeting.

OLD BUSINESS

3. Rep. Stavros J. Mendros request for reconsideration of Commission action on July 12, 1999, assessing a \$1,000 penalty for willful failure to file the sources of income and liabilities report as required by 1 MRSA section 1016-A and 1016-B. Tabled from previous meeting due to Rep. Mendros' inability to be present.
Recommendation: Reconsider previous action after affording Rep. Mendros the opportunity he has requested to provide an explanation for the late filing of his report.
4. Paul F. Driscoll, Esq. request of August 9, 1999, for Commission review and approval of certain proposals regarding campaign solicitation issues pertaining to the effort to initiate a ban on partial birth abortion in the State of Maine in order to remain in compliance with the laws governing registration and reporting by political action committees.
5. Discussion of Commission Policy Regarding Penalty Assessment Based Upon Mitigating Circumstances.
6. COGEL Annual Conference Registration Materials -- Preliminary Expression of Interest in Attending December 5-8, 1999 Conference in Providence, RI.
7. Electronic Filing Project and Clean Election Act Implementation Status Report.
8. Status of lawsuits challenging the Maine Clean Election Act (*Daggett, et al. v. Webster, et al.*) and lobbyist registration fees (*MCOA/MCLU v. Webster, et al.*).

NEW BUSINESS

9. Contribution Limitation Violations and Failure to Register:

Background Materials.



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A.	Thomas J. Connolly (Committee to Elect Connolly):		
	4/4/99	Waldo County Democratic Committee	\$728.00
B.	Annette M. Hoglund (Citizens to Elect Annette Hoglund):		
	6/30/98	Skillful Vending (In-kind)	\$16,700.00
	6/30/98	United Vending (In-kind)	\$5,021.43
	6/30/98	Yankee Bingo (In-kind)	\$15,480.88
 (The items in 9B were included on report for filing period 1/1/99-6/30/99, either in error and should have been included instead on report for filing period 1/1/98-6/30/98, or misdated and should have read 6/30/99. If the dates are correct as indicated, the report for the period ending 6/30/98 should be amended; if incorrect (i.e., should be 6/30/99), then this report should be amended to correct the erroneous dates. In either case, the reported amounts appear to exceed the contribution limitations in effect both in 1998 and 1999.)			
C.	Marge Kilkelly (Friends and Neighbors for Kilkelly):		
	2/8/99	HWY PAC	\$290.70
D.	E. Stephen Murray (State Senate):		
	1/5/99	Committee for a Responsible Senate	\$600.00
E.	Anne M. Rand (Committee to Elect Anne Rand):		
	6/11/99	Ashok Nalamalapu	\$1,000.00
F.	Robert W. Spear (Spear for Senate Committee):		
	Undated	Spear Farms, Inc. (In-kind)	\$800.00
	3/3/99	Wm. Dunning	\$310.00
	3/3/99	Wm. Dunning (In-kind)	\$400.00
	Undated	Maine Republican Party (In-kind)	\$3,974.62
	1/21/99	Lincoln County Republicans	\$1,300.00

The following contributions were reported as having been made as indicated but are not included in the "Spear for Senate Committee" semiannual report as having been received during the filing period from December 9, 1998 through June 30, 1999:

<u>Date</u>	<u>Made To</u>	<u>Reported By</u>	<u>Amount</u>
12/26/98	Bob Spear	John Benoit	\$100.00
12/30/98	Bob Spear for Senate	I. Joel Abromson	\$200.00
1/5/99	Robert Spear Campaign	Bruce W. MacKinnon	\$200.00
1/7/99	Bob Spear for Senate	Philip E. Harriman	\$200.00

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<u>Date</u>	<u>Made To</u>	<u>Reported By</u>	<u>Amount</u>
1/9/99	Spear for State Senate	Jane A. Amero	\$200.00
1/12/99	Robert Spear	S. Peter Mills	\$100.00

10. Improper Disposition of Surplus Funds and Failure to Register:

A. Background Materials.

B. Mark Dion (Dion for Sheriff):

2/26/99 - 7/12/99 Verrill & Dana (Legal Fees) \$1,000.00

C. Suzanne R. Scott (Suzanne R. Scott Election Committee):

5/11/99 Maine Bank & Trust (tax deposit) \$40.40

5/11/99 State of Maine (tax payment) \$9.00

5/11/99 Richard T. Hunt (tax return preparation) \$175.00

D. Bryan T. Lamoreau (Committee to Re-elect Lamoreau Sheriff):

6/15/99 Glen Ridley \$1,250.00

(Construction of storage shed for signs)

6/15/99 Bryan T. Lamoreau (Contribution Receipt) \$191.54

11. Late Lobbyist Disclosure Reports:

A. Megan D. Hannan, Director of Advocacy, Lobbyist for American Cancer Society

Late July 1999 Report -- Due 8/16/99; Filed 8/18/99 -- 2 days late

One previous late filing in 1998

Penalty: \$100

Recommendation: Pending results of item #5 discussion.

B. Charlotte Pease, Lobbyist for Aetna US Healthcare

Late July 1999 Report -- Due 8/16/99; Filed 8/30/99 -- 14 days late

One previous late filing in 1999; two previous late filings in 1998

Penalty: \$100

Recommendation: Pending results of item #5 discussion.**12. Late Candidate Campaign Finance Reports**

A. Hon. Richard Carey

Late July Semiannual report -- Due 7/15/99; Filed 7/20/99 -- 5 days late

First late report this biennium

Penalty: \$124.45

Recommendation: Pending results of item #5 discussion.

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- B. Hon. Betty Lou Mitchell
Late July Semiannual report -- Due 7/15/99; Filed 7/26/99 -- 11 days late
First late report this biennium
Penalty: \$127.05
Recommendation: Pending results of item #5 discussion.
- C. Mr. Jones F. Gallagher
Late July Semiannual report -- Due 7/15/99; Filed 7/27/99 -- 12 days late
Second late report this biennium
Penalty: \$77.88
Recommendation: Pending results of item #5 discussion.
13. Development of Commission's Prototype Performance Budget -- Discussion of strategic planning process; development of prototype budget documents; and coordination with legislative oversight committee.
14. Other: As may be required due to developments after distribution of agenda packet to Members.

ADJOURNMENT